

U.S.A.

**DECLARATION, POWER OF ATTORNEY AND PETITION
FOR CONTINUATION-IN-PART PATENT APPLICATION**

We, DANIEL CHERFAS and MARIKA CHERFAS, declare that we are citizens of the United States of America having a place of residence and post office address at 286 Corbin Pl #5B, Brooklyn, NY 11235 and that I have read the foregoing specification and claims and I verily believe that I am the original inventor of the invention or discovery in DEVICE FOR DESTROYING FORMATIONS IN A BODY described and claimed therein; that this application in part discloses subject matter disclosed in our earlier filed pending application serial no.: 09/902,007 filed 07/11/2001; that as to the subject matter of this application which is common to said earlier application, I do not know and do not believe that the same was ever known or used in the United States before our invention thereof or patented or described in any printed publication, or in public use or on sale in the United States more than one year prior to said earlier filed application; that I have reviewed and understand the contents of the specification, including the claims, as amended by any amendment specifically referred to in the declaration; that said common subject matter has not been patented or made the subject of an inventor's certificate before the date of said earlier filed application in any country foreign to the United States on an application filed by us or our legal representatives or assigns more than twelve months prior to said earlier filed application; that I acknowledge a duty to disclose all information of which I am aware which is material to the patentability of this application in accordance with 37 C.F.R. 1.56, and I specifically acknowledge a duty to disclose material information as defined in 37 C.F.R. § 1.56 which occurred between the filing date of the prior application and the date of filing of the Continuation-in-Part application; and that no application for patent or inventor's certificate for said common subject matter has been filed by us or our representatives or assigns in any country foreign to the United States, except as follows:

that as to the subject matter of this application which is not common to said earlier filed application, I do not know and do not believe that the same was ever known or used in the United States before our invention thereof, or patented or described in any printed publication in any country before our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States for more than one year prior to this application; that I have reviewed and understand that contents of the specification, including the claims, as amended by any amendment specifically referred to in the declaration; that said not-common subject matter has not been patented or made the subject of an inventor's certificate in any country foreign to the United States on an application filed by us or our legal representatives or assigns more than twelve months prior to this application; that I acknowledge a duty to disclose all information which we are aware which is material to the patentability of this application in accordance with 37 C.F.R. 1.56, and I specifically acknowledge a duty to disclose material information as defined in 37 C.F.R. § 1.56 which occurred between the filing date of the prior application and the date of filing of the Continuation-in-Part application; and that no application for patent or inventor's certificate on said not-common subject matter has been filed by us or

our representatives or assigns in any country foreign to the United States, except as follows:

The undersigned petitioner(s) acknowledge(s) a duty to disclose information of which I am aware which is material to the examination of this application in accordance with C.F.R. 1.56; and declare(s) further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

And I hereby appoint ELY Y. ZBOROVSKY, Reg. No. 28563 of 6 Schoolhouse Way, Dix Hills, NY 11746, tel (631)243-3318, our agent, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent Office connected therewith.

Correspondence is to be addressed to ELY ZBOROVSKY PATENT BUREAU, 6 Schoolhouse Way, Dix Hills, NY 11743.

WHEREFORE I pray that Letters Patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, and hereby subscribe our name to the foregoing specification and claims, Declaration, Power of Attorney, and this petition.

FULL NAME OF SOLE OR FIRST INVENTOR CHERFAS, Daniel	INVENTOR'S SIGNATURE <i>Daniel Cherfas</i>	DATE 08/18/03
RESIDENCE AND POST OFFICE ADDRESS 286 Corbin Pl #5B Brooklyn, N.Y. 11235	CITIZENSHIP USA	
FULL NAME OF SECOND INVENTOR CHERFAS, Marika	INVENTOR'S SIGNATURE <i>M. Cherfas</i>	DATE 09/18/03
RESIDENCE AND POST OFFICE ADDRESS 286 Corbin Pl #5B Brooklyn, N.Y. 11235	CITIZENSHIP USA	